



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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CURTIS A. MCDANIEL,

Plaintiff,

- against -

THE CITY OF NEW YORK, et al.,

Defendants.  
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19-CV-8735 (AJN) (RWL)

**ORDER**

**ROBERT W. LEHRBURGER, United States Magistrate Judge.**

Plaintiff has filed a motion to compel Officer Irwin DeLeon to answer Local Rule 33.2 interrogatories. (Dkt. 38.) Defendants oppose on the basis that Officer DeLeon has not been served. (Dkt. 39.) Plaintiff added Officer DeLeon as a named defendant by way of amended complaint filed May 28, 2020. (Dkt. 29.) Accordingly:

1. The Court requests that Officer DeLeon waive service of summons and file a waiver by **October 15, 2020**.

2. By **October 29, 2020**, defense counsel shall serve supplemental Local Rule 33.2 responses on behalf of Officer DeLeon.

No later than **October 9, 2020**, counsel shall mail a copy of this Order to Plaintiff and file proof of such service on ECF. If counsel is unable to complete this mailing as a result of COVID-19 and related disruptions, counsel shall promptly notify the Court by letter filed on ECF.

SO ORDERED.

A handwritten signature in black ink, appearing to read 'R. Lehrburger', with a long horizontal stroke extending to the right.

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ROBERT W. LEHRBURGER  
UNITED STATES MAGISTRATE JUDGE

Dated: October 5, 2020  
New York, New York

Copies transmitted this date to all counsel of record.